

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

RICHARD GOMEZ,  
*Plaintiff,*

vs.

UNIVERSITY OF TEXAS AT  
BROWNSVILLE, TEXAS,  
*Defendant.*

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CIVIL ACTION NO. B-10-CV-003

**DEFENDANT'S NOTICE TO THE COURT**

TO THE HONORABLE ANDREW S. HANEN, UNITED STATES DISTRICT JUDGE:

COMES NOW counsel for Defendant the University of Texas at Brownsville and, as there are no pending motions or other disputed matters that currently need to be addressed by the Court, requests permission to appear telephonically at the Initial Conference in this case scheduled for May 7, 2010 at 9:30 AM. Counsel for Plaintiff is unopposed to defense counsel's request to appear telephonically at the May 7, 2010 Initial Conference.

Respectfully submitted,

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Attorney General of Texas

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First Assistant Attorney General

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/s/ Allison V. Eberhart  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been sent by electronic notification through ECF by the United States District Court, Southern District of Texas, Brownsville Division, on April 20, 2010 to:

Mr. Ruben R. Peña  
700 Paredes Ave., Ste. 103  
Brownsville, Texas 78521

/s/ Allison V. Eberhart  
**ALLISON V. EBERHART**  
Assistant Attorney General